

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NOS. 2005-402-C, 2005-403-C, 2005-404-C, 2005-405-C and 2005-406-C

ORDER NO. 2007-II9

FEBRUARY 13, 2007

IN RE:	Docket No. 2005-402-C – Time Warner	)	ORDER HOLDING
	Cable Information Services (South Carolina),	)	PROCEEDINGS IN
	LLC,	)	ABEYANCE
	Complainant/Petitioner,	)	
		)	
	vs.	)	
		)	
	St. Stephen Telephone Company,	)	
	Defendant/Respondent.	)	
		)	
	<hr/> Docket No. 2005-403-C – Time Warner	)	
	Cable Information Services (South Carolina),	)	
	LLC,	)	
	Complainant/Petitioner,	)	
		)	
	vs.	)	
		)	
	Farmers Telephone Cooperative, Inc.,	)	
	Defendant/Respondent.	)	
		)	
	<hr/> Docket No. 2005-404-C – Time Warner	)	
	Cable Information Services (South Carolina),	)	
	LLC,	)	
	Complainant/Petitioner,	)	
		)	
	vs.	)	
		)	
	Home Telephone Company, Inc.,	)	
	Defendant/Respondent.	)	
		)	
	<hr/>	)	

Docket No. 2005-405-C – Time Warner	)
Cable Information Services (South Carolina),	)
LLC,	)
Complainant/Petitioner,	)
	)
vs.	)
	)
PBT Telecom, Inc.,	)
Defendant/Respondent.	)
	)
Docket No. 2005-406-C – Time Warner	)
Cable Information Services (South Carolina),	)
LLC,	)
Complainant/Petitioner,	)
	)
vs.	)
	)
Fort Mill Telephone Company,	)
Defendant/Respondent.	)
	)

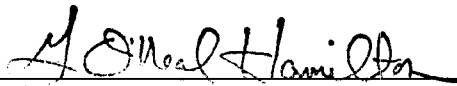
This matter comes before the Public Service Commission of South Carolina (the Commission) for the 120 day review required by the provisions of Order No. 2006-515. In that Order, we granted Defendant's motion to hold the proceedings before this Commission in abeyance for a period of 120 days or until the Federal Communications Commission (FCC) ruled on Time Warner Cable Information Services (South Carolina), LLC's (Time Warner's) petitions, whichever came first. If the FCC did not rule within the 120 day period, we held that we would review our decision and determine whether to schedule the matter before us for hearing. The FCC did not rule within the 120 day period. Thus, our decision is before us for review.

In Order No. 2006-515, we held that, since Time Warner had pending petitions before the FCC and the FCC had an open rulemaking proceeding dealing with the rights and duties of interconnected Voice Over the Internet Providers (VoIP), this Commission should hold these actions filed by Time Warner before this Commission in abeyance, pending one or more outcomes at the FCC. We set the matter for review, however, after 120 days. (We also denied Time Warner's Petition for Reconsideration on this question in Order No. 2006-615.)

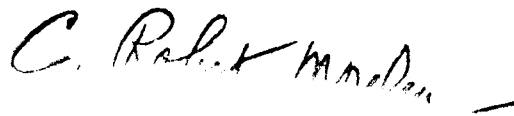
Upon review of this question, we would note that the FCC has not yet ruled on this matter. On reflection, we believe that any FCC ruling will directly affect any decision that we might make in the dockets before us, and it would be premature to issue any ruling prior to the time that the FCC ruled. Accordingly, we hold the question before us in abeyance until such time as the FCC rules.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
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G. O'Neal Hamilton, Chairman

ATTEST:

  
\_\_\_\_\_  
C. Robert Moseley, Vice Chairman

(SEAL)